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CFHSTIN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)MISCELLANEOUS APPEAL NO. 146/2007 **Division Bench**APPELLANT
CLAIMANT

- ✓(1) Hem Bai W/o Late Sri Lakhan Lal Sahu
Aged about- 33 years,
- ✓(2) Ku. Anju S/o Late Sri Lakan Lal Sahu
Aged about- 16 years,
- ✓(3) Ku. Manju S/o Late Sri Lakhan Lal Sahu
Aged about- 11 Years
- ✓(4) Milan kumar S/o Late Sri Lakhan Lal Sahu
Aged about - 8 years, appellants no 2,3
and 4 are represented hereby mother
Hem Bai, All residence are Navapara
Tahsil Rajim Distt- Raipur- (C.G.)

VERSUSRESPONDENT
NON-APPLICANT

- ✓(1) Derha Ram Patel S/o Sri Hira Lal
Patel, Occupation - Driver, R/o
Rautmara Gariyaband, Tahsil
Gariyaband, Distt- Raipur (C.G.)
- ✓(2) Rupchand Kurre S/o Sri Baliram
Kurre, R/o Nayapara Rajim, Tah.
Rajim, Distt- Raipur (C.G.)
- ✓(3) The New India Insurance, through
Divisional Manager, Divisional
Office, Madina Building Jail Road,
Kachahari Chowk, Raipur, (C.G.)

P. R. No. 15/04
Presented by Shri S.C. Verma
dated 01.01.07

Miscellaneous Appeal under/section 173 Motor Vehicle Act 1988

आदेश पत्रक

मामला क्रमांक

M.A.No.140

सन्

2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Division Bench : HON'BLE SHRI A.K. PATNAIK, C.J. & HON'BLE SHRI SUNIL KUMAR SINHA, J. 26.4.2005 Shri Sudhir Verma, counsel for the appellants. Shri N.K. Agrawal, Standing Counsel for the respondent No.3/ Insurance Company. Heard on M.C.P.No.592 of 2005. This is an application for condonation of delay in filing the Misc. Appeal No.140 of 2004. The delay is for a period of 53 days. Perused the application, which is supported by the affidavit. There is no opposition from Shri N.K. Agrawal, appearing for respondent no.3/Insurance Company. Application is allowed. The delay is condoned. Heard. This is an appeal against the judgment and award dated 02.05.2003 passed by the First Additional Motor Accident Claims Tribunal in Claim Case No.58 of 2002. By the said judgment and award, a sum of Rs.2,04,040/- was awarded in favour of the appellants. I.A.No.728/2005 has now been filed stating therein that the appellants and the respondents have entered into a compromise and as per the said compromise, a further sum of Rs.1,00,000/- (Rupees one Lakh) is to be paid by the respondents to the appellants. Shri Verma, appearing for the appellants and Shri N.K. Agrawal appearing for the Insurance Company/respondent no.3 have admitted the said terms of the compromise as mentioned in I.A.No.728 of 2005.	

(पीछे देखिये)

आदेश पत्रक

मामला क्रमांक M. A. No. 140 सन् 2004

..... विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	The application (I.A.728/05) for compromise is allowed and the appeal is disposed of in terms of the said compromise. I.A.No.728/2005 will form part of this order. The amount of Rs.1 lakh be paid by the respondent Insurance Company to the appellants within one month in accordance with the said compromise. The amount will be apportioned in the manner as per the terms of the award contained in para 21 of the judgment & award of the tribunal and the impugned judgment & award will stand modified accordingly. C.C. as per rules. Sd/- Chief Justice	Sd/- SUNIL KUMAR SINHA Judge

(पीछे देखिये)

24/5/05
27/1/07